

Mike Causey, Commissioner of Insurance
Philip A. Baddour, III, Chair
Myra L. Griffin, Vice-Chair



Charlton L. Allen, Commissioner
James C. Gillen, Commissioner
Kenneth L. Goodman, Commissioner
Christopher C. Loutit, Commissioner

North Carolina Industrial Commission

August 20, 2020

IMPORTANT NOTICE TO ALL PARTIES

The cases listed on the attached calendar are scheduled for disposition by the Full Commission. Pursuant to the Commission's current hearing policy due to COVID-19, Full Commission hearings are being held telephonically. Some cases may be determined without oral argument pursuant to Rule 11 NCAC 23A .0701(h) or Rule 11 NCAC 23B .0301. The parties will be notified by the Commission prior to the hearing dates below if oral argument is waived. If no such notification is provided, oral argument will be held as scheduled below:

OCTOBER 1, 7, 21 AND 28, 2020

TELEPHONICALLY (PER COMMISSION ORDER)

(You will receive an Order with instructions for telephonic participation at a later date)

Please review the enclosed calendar to determine the exact date on which your case will be heard. Please note that the cases docketed prior to your case may be dismissed or continued. **If you do not appear telephonically, the Full Commission will consider the record and will render its decision without hearing oral argument.**

For cases appearing on the enclosed calendar, all motions, including requests for continuances, should be addressed to the chair of the panel and must be filed in accordance with Rule 11 NCAC 23A .0108 for workers' compensation cases, or Rule 11 NCAC 23B .0104 for tort cases. Requests for continuances should be submitted at least two weeks prior to the date of hearing. An exception may be made for unexpected emergencies, in which case the continuance request should be filed as described above and followed up with a telephone call or electronic mail to the law clerk identified below. **In the event a case is continued, the case will be heard before the same panel at a later date.** In lieu of a continuance, oral argument may be waived for the party requesting the continuance.

Other inquiries regarding the cases appearing on the enclosed calendar should be directed to Kristina Thompson, Law Clerk to Commissioner Kenneth L. Goodman, Dobbs Building, 1236 Mail Service Center, Raleigh, North Carolina 27699-1236. The telephone number for Ms. Thompson is (919) 807-2523, and the electronic mail address is kristina.thompson@ic.nc.gov.

ALL BRIEFS AND FORMS 44 must be filed in accordance with Rule 11 NCAC 23A .0108 for workers' compensation cases or Rule 11 NCAC 23B .0104 for tort cases. For help with EDFP registration, please visit <http://www.ic.nc.gov/EDFPRegistrationInstructions.pdf>. A party who fails to timely file a brief may be denied oral argument.

For additional information, please consult the Rules of the Industrial Commission as they apply to hearings before the Full Commission.

NORTH CAROLINA INDUSTRIAL COMMISSION

Emily M. Baucom

Clerk of the Industrial Commission

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

PHILIP A. BADDOUR, III, CHAIR
MYRA L. GRIFFIN, VICE-CHAIR
JAMES C. GILLEN, COMMISSIONER
KENNETH L. GOODMAN, COMMISSIONER AND CHAIR OF PANEL
CHRISTOPHER C. LOUTIT, COMMISSIONER

THURSDAY, OCTOBER 1, 2020

9:30 A.M.

RALEIGH, NORTH CAROLINA

15-043416 NEIL THOMAS

LG v.

9:30

RESET

CENTURY EMPLOYER
ORGANIZATION, LLC, PEO AND
THE COASTAL GROUP, INC., PEO-CLIENT
NC INSURANCE GUARANTY
ASSOCIATION,
ATLANTIC CORPORATION OF
WILMINGTON, INC.,
SENTRY CASUALTY COMPANY

PLF: CAMERON SIMMONS

LAW OFFICE OF RICHARD FLEXNER
WILMINGTON, NC

DFT: RICHARD GRANOWSKY

HILL EVANS JORDAN & BEATTY
GREENSBORO, NC

MATTHEW P. BLAKE
ANDERSON JONES
RALEIGH, NC

CHRISTOPHER BLAKE/JOSEPH EASON
NELSON MULLINS RILEY &
SCARBOROUGH; RALEIGH, NC

(COMMISSIONER GOODMAN*, VICE-CHAIR GRIFFIN
AND DEPUTY COMMISSIONER PERLUNGHER)

**PLEASE NOTE THAT SOME CASES SET FOR HEARING ON THIS DATE BY ORDER OF THE
FULL COMMISSION MAY NOT APPEAR IN THIS LIST. IF YOU HAVE ANY QUESTIONS
ABOUT WHETHER A CASE IS SET FOR HEARING ON THIS DATE, PLEASE CONTACT THE
LAW CLERK LISTED ON THE FIRST PAGE OF THIS CALENDAR.**

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

KENNETH L. GOODMAN, COMMISSIONER AND CHAIR OF PANEL
PHILIP A. BADDOUR, III, CHAIR
CHRISTOPHER C. LOUITT, COMMISSIONER

WEDNESDAY, OCTOBER 7, 2020

9:30 A.M.

RALEIGH, NORTH CAROLINA

15-031208	ERVIN BENTLEY	PLF:	D. BRAD COLLINS
MCB	v.		ROBERTS LAW FIRM
9:30			GASTONIA, NC
	MCCARTHY-BUSH CORPORATION	DFT:	J. JARED SIMMS/MICHAEL COLETTA
	SELF-INSURED		GALLIVAN WHITE & BOYD
	(TRISTAR)		CHARLOTTE, NC

18-045476	TIMOTHY SUMERLIN	PLF:	THOMAS LAMM
TP	v.		RICCI LAW FIRM
9:30			GREENVILLE, NC
	CITY OF GREENVILLE	DFT:	MICHAEL SIGMON
	SELF-INSURED		TEAGUE CAMPBELL DENNIS &
	(PMA INSURANCE GROUP)		GORHAM; RALEIGH, NC

15-736732	MICHAEL JUSTIN NIEMCZURA	PLF:	HENRY PATTERON/NARENDRA GHOSH
MS	v.		PATTERSON HARKAVY
9:30			CHAPEL HILL, NC
	MILLERCOORS, LLC	DFT:	CAROLINE LOCK/LAURA BURTON
	INDEMNITY INSURANCE COMPANY		FOX ROTHSCHILD
	OF NORTH AMERICA		GREENSBORO, NC

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

KENNETH L. GOODMAN, COMMISSIONER AND CHAIR OF PANEL
PHILIP A. BADDOUR, III, CHAIR
CHRISTOPHER C. LOUITT, COMMISSIONER

WEDNESDAY, OCTOBER 21, 2020

9:30 A.M.

RALEIGH, NORTH CAROLINA

18-026987 DENISE MIZELLE
KH v.
9:30

PERDUE FARMS, INC.
ZURICH AMERICAN INSURANCE
COMPANY
(BROADSPIRE)

PLF: MATTHEW HARBIN
LAW OFFICES OF JAMES SCOTT
FARRIN; DURHAM, NC
DFT: BRIAN FREEDMAN
FREEDMAN LAW FIRM
GREENSBORO, NC

19-016250 LISA MILLER
& v.
19-729851

LTS AURIA SOLUTIONS LIMITED
9:30 ZURICH AMERICAN INSURANCE
COMPANY
(ESIS)

PLF: JOHN AYERS/CHRISTIAN AYERS
SELLERS AYERS DORTCH & LYONS
CHARLOTTE, NC
DFT: GARTH H. WHITE
RUDISILL WHITE & KAPLAN
CHARLOTTE, NC

18-722672 JESUS A. CONTRERAS
WP v.
9:30

PJ'S TRUCK BODIES-EQUIPMENT
TRAVELERS CASUALTY INSURANCE
COMPANY OF AMERICA

PLF: FRANCISCO BRICIO
THE BRICIO LAW FIRM
CARY, NC
DFT: BENJAMIN MOELLER
MCANGUS GOUDELOCK & COURIE
RALEIGH, NC

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

KENNETH L. GOODMAN, COMMISSIONER AND CHAIR OF PANEL
PHILIP A. BADDOUR, III, CHAIR
CHRISTOPHER C. LOUITT, COMMISSIONER

WEDNESDAY, OCTOBER 28, 2020

9:30 A.M.

RALEIGH, NORTH CAROLINA

16-026519 MARIA CASILLAS
TP v.
9:30

BUTTERBALL, LLC
SELF-INSURED
(SEDGWICK CMS)

PLF: RONALD LAWRENCE
EVERETT WOMBLE & LAWRENCE
GOLDSBORO, NC
DFT: JOHN RUOCCHIO/HOLLY STEPHENS
LEWIS & ROBERTS
RALEIGH, NC

17-044315 YURI HERANDEZ, Guardian Ad Litem
LG for JEHSUA YAIR PALACIOS
9:30 HERNANDEZ, alleged minor son and
DEYSI FAVIOLA PALACIOS
HERNANDEZ, alleged minor daughter of
DAVID PALACIOS, deceased
v.

CHRISTIAN G. LICEA
BUILDERS PREMIER INSURANCE
COMPANY
(TRAVELERS INSURANCE)

PLF: JAMES HENSON
CHRISTINA RIVENBARK & ASSOCIATES
WILMINGTON, NC
PLF: CAMERON SIMMONS
CAMERON SIMMONS LAW
WILMINGTON, NC
DFT: KAITLYN HARAN
MCANGUS GOUDELOCK & COURIE
WILMINGTON, NC

19-010711 MARGIE ELLEDGE
MS v.
9:30

UNITED HEALTH SERVICES, INC.
d/b/a PRUITT HEALTH
AMERICAN ZURICH INSURANCE
COMPANY
(CORVEL CORPORATION)

PLF: TIMOTHY D. WELBORN
LAW OFFICES OF TIMOTHY D. WELBORN
WILKESBORO, NC
DFT: DANIEL ELLER
ELLER TONNSEN BACH
GREENVILLE, SC

19-039471 KAREN GIONET
ET v.
9:30

SEDGWICK CLAIMS MANGEMENT
SERVICES, INC.
SELF-INSURED
(SEDGWICK CMS)

PLF: PRO SE.
DFT: JEFF KADIS
HEDRICK GARDNER KINCHELOE &
GAROFALO; CHARLOTTE, NC
